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Attorney Docket No. PA 000103

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of

Motiwala et al.

Serial No. 09/766,558

Filed: January 19, 2001

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For: METHOD AND APPARATUS FOR
EFFICIENT USE OF
COMMUNICATION RESOURCES
IN A COMMUNICATION
SYSTEM

) Group No. 2634

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attention: Examiner: Shuwang Liu

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated 9/27/2004, of the Primary Examiner finally rejecting Claims (1-43). Pursuant to 37 CFR § 1.17(b) the fee for filing the Notice of Appeal is \$340.00.

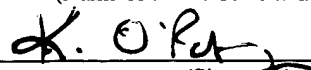
10/27/2004 MAHMED1 00000018 170026 09766558
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

October 18, 2004

(Date of Deposit)
Kelley M. O'Patry

(Name of the Person Making Deposit)


(Signature)

Please charge Deposit Account No. 17-0026 of QUALCOMM Incorporated in the amount of \$340.00 to pay the necessary fee due under 37 CFR § 1.17(b) for the filing of the Notice of Appeal. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to said Deposit Account No. 17-0026. A duplicate copy of this notice is enclosed.

Respectfully submitted,

Dated: October 18, 2004

By: *Erin P. Madill*
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